



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

GAIL FARBER, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

April 20, 2010

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

#43 APRIL 20, 2010

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT, ADVERTISE, AND AWARD
WATER DIVERSION CONTROL SYSTEM
TUJUNGA WASH - HANSEN SPREADING GROUNDS INTAKE IMPROVEMENTS,
OBERMEYER GATE SYSTEM
IN THE SUN VALLEY AREA OF THE CITY OF LOS ANGELES
(SUPERVISORIAL DISTRICT 3)
(3 VOTES)**

SUBJECT

This action is to approve the project for the replacement of the water diversion control system for Tujunga Wash - Hansen Spreading Grounds Intake Improvements in the Sun Valley area of the City of Los Angeles; find the project is categorically exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award, execute, and implement a contract with the apparent responsible contractor with the lowest responsive bid.

IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:

1. Find that this project is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that this project has designated a product by specific brand name in order to obtain necessary items to allow the Department of Public Works to conduct field tests on the suitability of the Obermeyer gate system to provide a more accurate flow-control system and be more resistant to vandalism compared to other conventional systems on the market.

3. Approve the project and adopt the plans and specifications for Tujunga Wash - Hansen Spreading Grounds Intake Improvements, water diversion control system replacement, in the Sun Valley area of the City of Los Angeles, at an estimated cost between \$700,000 and \$1,000,000.
4. Call for bids to be received on May 18, 2010.
5. Instruct the Executive Officer of the Board of Supervisors to advertise the project and seal and return the plans and specifications to the Department of Public Works for filing.
6. Authorize the Director of Public Works or her designee to award and execute a construction contract with the apparent responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds and insurance submitted by the contractor, and deliver the project.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to obtain approval from the County of Los Angeles Board of Supervisors (Board), acting as the governing body of the Los Angeles County Flood Control District, to adopt plans and specifications, advertise for bids, and authorize the Director of Public Works (Director) or her designee to award and execute a construction contract with the apparent responsible contractor with the lowest responsive bid for the replacement of the existing water diversion control system and the performance of other appurtenant work.

The Los Angeles County Flood Control District has an ongoing mandate to maximize conservation of storm and other waste waters. The intake capacity at Hansen Spreading Grounds is currently restricted by the existing diversion system. By constructing a replacement system using the designated materials, the spreading grounds can be operated at greater capacity. The gate system made by the specified supplier, Obermeyer Hydro, Inc., provides a more accurate flow-control system and is more resistant to vandalism compared to conventional systems.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended actions will help meet these goals by improving groundwater recharge basins and reducing dependence on imported water thereby providing County residents with a more economical and dependable source of water.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The estimated construction cost to complete this project is in the range of \$700,000 to \$1,000,000. Sufficient funds for this project are available in the Third Supervisorial District's Fiscal Year 2009-10 Flood Control District Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This project, to replace a water diversion control system, is part of the Department of Public Works'

(Public Works) ongoing program for the improvement of groundwater recharge facilities. It will be advertised in accordance with Section 20991 of the State Public Contract Code.

The project plans and specifications designate certain materials from one manufacturer. The State Public Contract Code, Section 3400, requires that your Board make a finding to allow the purchase of a product manufactured by Obermeyer Hydro, Inc., in order to allow this product to be installed and field tested to determine its suitability for future use. Language has been incorporated into the Notice Inviting Bids that a particular manufacturer is described for the purpose of obtaining necessary items that are only available from the specified supplier.

This project is to be completed in 90 working days. It is estimated the work will start in August 2010 and be completed in December 2010.

Delegating to the Director or her designee the authority to award and execute this construction contract allows an expedited contracting process to construct this project prior to storm season.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County of Los Angeles' (County) Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program, Los Angeles County Code, Chapter 2.206; and the standard Board directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

This project is categorically exempt pursuant to Section 15302(c) of the California Environmental Quality Act Guidelines and Class 2(a) of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. This exemption includes the replacement and reconstruction of existing water diversion structures.

CONTRACTING PROCESS

This project will be contracted on an open competitive bid basis. The award by the Director or her designee will be made after review of the bids and determination of the lowest responsive bid and responsible contractor meeting the criteria established by your Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

When the project is completed, it will have a positive impact by improving the operation of the Tujunga Wash - Hansen Spreading Grounds to reduce dependence on imported water thereby providing residents with a more economical and dependable source of water.

CONCLUSION

Please return one adopted copy of this letter to Public Works, Construction Division.

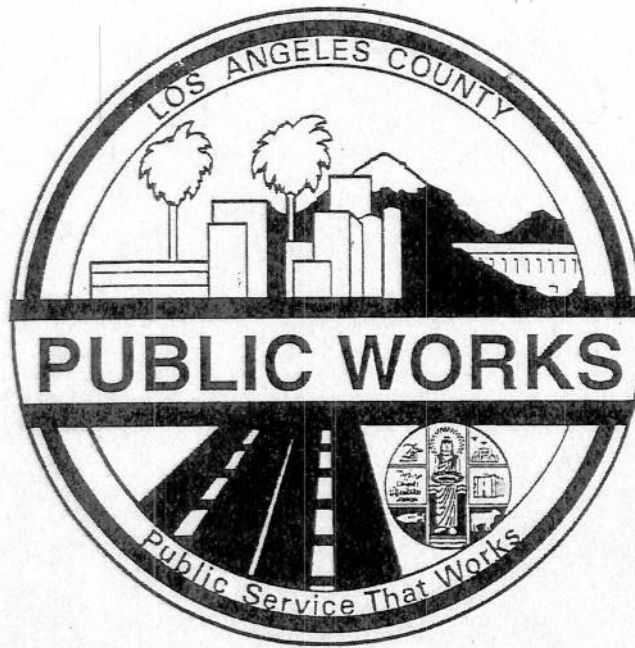
Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER
Director

GF:JTS:lg

c: Chief Executive Office (Lari Sheehan)
County Counsel
Executive Office
Office of Affirmative Action Compliance



NOTICE INVITING BIDS,

SPECIAL PROVISIONS

AND

SAMPLE AGREEMENT

FOR

FILED
BOARD OF SUPERVISORS

43 of April 20, 2010
DATE

SACHA A. HAMAI
EXECUTIVE OFFICER AND
CLERK OF THE BOARD OF SUPERVISORS

By _____, Deputy

PROJECT ID NO. FCC0001040

TUJUNGA WASH
HANSEN SPREADING GROUNDS
INTAKE IMPROVEMENTS
OBERMEYER GATE SYSTEM

Approved, GAIL FARBER, Director of Public Works

By Patricia V. DeChellis
Deputy Director

2-12-2010
Date